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M. Ema
6-9-03
22/11

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: HERBAUT, OLIVER

SERIAL NO.: 09/170, 189

ART UNIT: 3616

FILED: October 13, 1998

EXAMINER: FLEMING, F.M.

TITLE: AIR BAG COVER

RESPONSE "D"

Director of the U.S. Patent
and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Official Action of February 25, 2003, a response being due by May 27, 2003, please consider the following remarks:

REMARKS

Upon entry of the present amendments, previous Claims 17 - 22 remain as previously presented for appeal. Reconsideration of the rejections, in light of the present remarks, is respectfully requested. Applicant respectfully contends that the present invention is still patentably distinguishable over the new prior art references cited by the Examiner in reply to the Appeal Brief. As background, Applicant notes that an Appeal Brief has been filed in the present case subsequent to the rejection of the Amendment "C". The Appeal Brief set forth the arguments as to the important differences between the present invention and the prior art Rhodes patent. Applicant incorporates such arguments herein. Applicant's attorney also respectfully notes that considerable expense and effort has been

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CERTIFICATE OF MAILING UNDER 37 CFR 1.8(a)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

I hereby certify that the attached correspondence comprising:

RESPONSE "D"

is being deposited with the United States Postal Service with sufficient postage as first class mail in
an envelope addressed to:

Commissioner of Patents and Trademarks
Washington, D.C. 20231

on

5-27-03

Respectfully submitted,

Date

5-27-03

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